

SUPREME COURT OF ILLINOIS

FRIDAY, MARCH 15, 2013

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.25742 - In re: Thomas Gary Glick. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Thomas Gary Glick, who has been disciplined in the State of Missouri, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.25743 - In re: Timothy John Stock. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Timothy John Stock is disbarred.

Order entered by the Court.

M.R.25749 - In re: William Joseph Ebert III. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent William Joseph Ebert III is suspended from the practice of law for three (3) years and until further order of the Court.

Order entered by the Court.

M.R.25750 - In re: Benjamin Obi Nwoye. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Benjamin Obi Nwoye is disbarred.

Order entered by the Court.

M.R.25801 - In re: James Edward Musial. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent James Edward Musial is suspended from the practice of law for sixty (60) days and until he makes restitution totaling \$1,000 to Robert Schneider.

Suspension effective April 5, 2013.

Respondent James Edward Musial shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

Thomas, J., took no part.

M.R.25804 - In re: Mary Frances Wilkens. Disciplinary Commission.

The motion by Mary Frances Wilkens to strike her name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is allowed, effective immediately.

Order entered by the Court.

M.R.25805 - In re: Aaron Ray Isaacson. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Aaron Ray Isaacson is disbarred.

Order entered by the Court.

M.R.25806 - In re: Elmer Douglass Ellis. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Elmer Douglass Ellis, who has been disciplined in the District of Columbia, is suspended from the practice of law in the State of Illinois for one hundred twenty (120) days.

Suspension effective April 5, 2013.

Respondent Elmer Douglass Ellis shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25807 - In re: Andrew Han. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Andrew Han, who has been disciplined in the State of California, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.25808 - In re: Alexander R. Bensky. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Alexander R. Bensky, who has been disciplined in the State of Michigan, is suspended from the practice of law in the State of Illinois for six (6) months and until further order of the Court.

Order entered by the Court.

M.R.25817 - In re: Jennifer L. Teague. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Jennifer L. Teague is suspended from the practice of law for two (2) years.

Suspension effective April 5, 2013.

Respondent Jennifer L. Teague shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from her conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25821 - In re: Francisco Jesus Olavarria. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Francisco Jesus Olavarria is suspended from the practice of law for five (5) months, with the suspension stayed in its entirety by a one (1) year period of probation subject to the following conditions:

a. At least thirty (30) days prior to the end of the probation term, respondent shall attend and successfully complete the ARDC Professionalism Seminar.

b. Respondent shall establish and utilize a system for the handling of funds belonging to clients and third parties and the maintenance of records that conforms to the requirements of Rule 1.15 of the Illinois Rules of Professional Conduct and instructions provided to respondent by the Administrator, including:

Trust Account Procedures

Basic accounting records that must be maintained daily and accurately:

Account Check Register - List sequentially all trust account deposits and trust account checks and maintain a current and accurate daily balance on the trust account.

Account Receipts Journal - List chronologically all deposits into the trust account. Each deposit will list the date of the deposit, the source of each deposit, the client matter, the deposit number and the amount of the deposit. Maintain a copy of each item deposited.

Account Disbursement Journal - List chronologically all trust account disbursements. Identify each disbursement with the date of the disbursement check, the trust account check number, the payee, the purpose of the disbursement, the client matter and the amount of the disbursement check.

Client Ledger Journal - List chronologically for each client matter all receipts, disbursements and remaining balances. Prepare a separate page for each client matter and list chronologically all receipts and disbursements and remaining balances for each client matter.

Source documents, which must be preserved for seven (7) years:

Bank statements

Deposit slips

Cancelled checks - All trust account checks must have a named payee (no checks written to "cash") and the memo portion of the check must contain a reference to a client matter.

Time and billing records

Copies of records from client files that are necessary for a full understanding of the lawyer's financial transactions with the client: e.g., retainer and engagement agreements; settlement statements to clients showing the disbursement of the settlement proceeds; bills sent to clients and records of payments to other lawyers or non-employees for services rendered.

Reconciliation

There must be a running balance maintained for all ledgers and account books. The balances in the client ledger journal must be reconciled each month with the balances in the trust receipts and disbursement journals, the account checkbook register and the bank statements. Records of each reconciliation must be maintained for seven (7) years.

c. Respondent shall meet with the Administrator's representative on at least a quarterly basis and shall submit quarterly written reports to the Administrator concerning the status of his practice of law and the nature and extent of his compliance with the conditions of probation and shall provide the Administrator with any and all documentation and records requested in order to verify his compliance with condition (b);

d. Respondent shall reimburse the Commission for the costs of this proceeding as defined in Supreme Court Rule 773;

e. Respondent shall notify the Administrator within fourteen (14) days of any change of address;

f. Respondent shall comply with the Illinois Rules of Professional Conduct and shall timely cooperate with the Administrator in providing information regarding any investigations relating to his conduct; and

g. Probation shall be revoked if respondent is found to have violated any of the terms of probation described in subparagraphs (a) through (f), above, and respondent shall be suspended for the entire five (5) month period, commencing on the date his probation is revoked.

Respondent Francisco Jesus Olavarria shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.25823 - In re: Allen W. James. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Review Board is allowed, and respondent Allen W. James is suspended from the practice of law for four (4) months.

Suspension effective April 5, 2013.

Respondent Allen W. James shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25826 - In re: Donald Warren Segal. Disciplinary Commission.

The petition by petitioner Donald Warren Segal to be placed on permanent retirement status pursuant to Supreme Court Rule 756(a)(9) is allowed, effective immediately.

Order entered by the Court.

M.R.25858 - In re: Marianne Mann Hannigan. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Marianne Mann Hannigan is suspended from the practice of law for three (3) years, with the suspension stayed after six (6) months by a three (3) year period of probation subject to the following conditions:

a. Respondent shall comply with the provisions of Article VII of the Illinois Supreme Court Rules on Admission and Discipline of Attorneys and the Illinois Rules of Professional Conduct, and shall timely cooperate with the Administrator in providing information regarding any investigations relating to her conduct;

b. Respondent shall reimburse the Commission for the costs of this proceeding as defined in Supreme Court Rule 773, and shall reimburse the Commission for any further costs incurred during the period of probation;

c. At least thirty (30) days prior to the termination of the period of probation, respondent shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from her conduct;

d. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The remaining period of suspension shall commence from the date of the determination that any term of probation has been violated and shall continue until further order of the Court;

e. Respondent shall notify the Administrator within seven (7) days of any arrest or charge alleging her violation of any criminal or quasi-criminal statute or ordinance;

f. Respondent shall attend meetings as scheduled by the Commission probation officer;

g. Respondent shall notify the Administrator within fourteen (14) days of any change of address;

h. Respondent shall continue in her course of treatment with Dr. Warren Fournier, or such other qualified mental health professional acceptable to the Administrator, and shall report to Dr. Fournier or other such qualified mental health professional on a regular basis of not less than six (6) times per year, with the Administrator advised of any change in attendance deemed warranted by such professional;

i. Respondent shall comply with all treatment recommendations of Dr. Fournier, or such other qualified mental health professional, including the taking of medications as prescribed;

j. Respondent shall provide to Dr. Fournier, or such other qualified mental health professional, an appropriate release authorizing the treating professional to: (1) disclose to the Administrator on at least a quarterly basis information pertaining to the nature of respondent's compliance with any treatment plan established with respect to respondent's condition; (2) promptly report to the Administrator respondent's failure to comply with any part of an established treatment plan; and (3) respond to any inquiries by the Administrator regarding respondent's mental or emotional state or compliance with any established treatment plans; and

k. Respondent shall notify the Administrator within fourteen (14) days of any change in treatment professionals.

Suspension effective April 5, 2013.

Order entered by the Court.



M.R.25868 - In re: Bennett R. Klasky. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Bennett R. Klasky is censured and required to successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar within one (1) year of the Court's final order of discipline.

Order entered by the Court.

M.R.25871 - In re: Ronald James Kurpiers II. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Ronald James Kurpiers II, who has been disciplined in the State of Florida, is suspended from the practice of law in the State of Illinois for ninety-one (91) days and until he is reinstated in Florida.

Suspension effective April 5, 2013.

Respondent Ronald James Kurpiers II shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25872 - In re: Bitia Loghman. Disciplinary Commission.

The motion by Bitia Loghman to strike her name from the roll of attorneys licensed to practice law in Illinois pursuant to Supreme Court Rule 762(a) is allowed, effective immediately.

Order entered by the Court.

M.R.25894 - In re: Theodore Stanley Proud. Disciplinary Commission.

The petition by petitioner Theodore Stanley Proud to be placed on permanent retirement status pursuant to Supreme Court Rule 756(a)(9) is allowed, effective immediately.

Order entered by the Court.

M.R.25897 - In re: Woochoon William Park. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Woochoon William Park is suspended from the practice of law for one (1) year.

Suspension effective April 5, 2013.

Respondent Woochoon William Park shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25900 - In re: Theodore George Karavidas. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission for leave to file exceptions to the report and recommendation of the Review Board is allowed. The Administrator's petition for leave to file exceptions shall stand as the brief of the Administrator-appellant. The brief of respondent-appellee Theodore George Karavidas is due on or before April 19, 2013. Remaining briefs, if any, to be filed according to Supreme Court Rule 343.

Order entered by the Court.